

APPENDIX



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Corrected
REISSUE APPLICATION DECLARATION BY THE ASSIGNEE

Docket Number (optional)

506390-0090-0001

I hereby declare that:

The residence, mailing address and citizenship of the inventors are stated below.

I am authorized to act on behalf of the following assignee: Labconco Corporationand the title of my position with said assignee is: Vice President of Research & Engineering

The entire title to the patent identified below is vested in said assignee.

Inventor 1. Jim Hunter Citizenship USAResidence/Mailing Address
21703 W. 122nd St., Overland Park, KS 66061Inventor 2. Kevin Gilkison CitizenshipResidence/Mailing Address
8913 W. 115th Street, Overland Park, KS 66210☒ Additional Inventors are named on separately numbered sheets attached hereto. See Schedule A, attached.Patent Number 6,368,206 Date of Patent Issued April 19, 2002

I believe said inventor(s) to be the original and first inventor(s) of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled:

BIOLOGICAL SAFETY CABINET WITH IMPROVED AIR FLOW

the specification of which

☐ is attached hereto.☒ was filed on March 15, 2004 as reissue application number 10 / 800,357and was amended on March 15, 2004 (Preliminary Amendment filed with application)
(if applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

☐ I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.☐ by reason of other errors.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REISSUE APPLICATION DECLARATION BY THE ASSIGNEEDocket Number (Optional)
506390-0090-0001

At least one error upon which reissue is based is described as follows:

Claim 1 erroneously omitted the limitation of said second perforations being "larger than said first perforations and being" located generally adjacent each of said side walls. Please delete Claim 1 as listed on issued patent 6,368,206 and replace it with Claim 1 as it appears in the attached Amendment.

[Attach additional sheets, if needed.]

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

I hereby appoint:

☒ Practitioners associated with Customer Number:

27910

OR☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
| | |
| | |
| | |
| | |
| | |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Correspondence Address: Direct all communications about the application to:

☒ The address associated with Customer Number:

27910

OR☐ Firm or Individual Name

Address

City

State

Zip

Country

Telephone

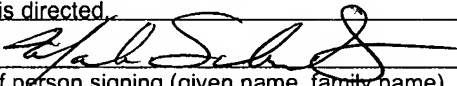
Email

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Signature



Date

3-28-07

Full name of person signing (given name, family name)

Mark Schmitz

Address of Assignee

8811 Prospect, Kansas City, MO 64132



SCHEDULE A
Additional Inventors

- | | | |
|----|--|---------------------|
| 3. | Larry Nelson 612 N.W. 1751 Kingsville, Missouri 4061 | Citizenship: USA |
| 4. | Burt Rhea 9804 W. 96 th Terrace Overland Park, Kansas 66212 | Citizenship: USA |
| 5. | Jerry O'Dell 525 E. Lexington Independence, Missouri 64050 | Citizenship: USA |
| 6. | Greg Krueger 201 Howard Road Trimble, Missouri 64492 | Citizenship: USA |
| 7. | Gary Roepke 4508 N.E. 65 th Terrace Kansas City, Missouri 64119 | Citizenship: USA |
| 8. | Gerhard W. Knutson 3404 West 60 th Street Edina, Minnesota 55410 | Citizenship: USA |
| 9. | Mary Ellen Kennedy Longview Farm R.R. 4 Ashton Ontario, Canada KOA 1BO | Citizenship: Canada |



Serial No.: 10/800,357
Attorney Docket No.: 506390-0090-0001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Owner : Labconco Corporation
Serial No. : 10/800,357
Filed Date : March 15, 2004
Title : BIOLOGICAL SAFETY CABINET WITH
IMPROVED AIR FLOW
Group/Art Unit : 3749
Examiner : Wilson, Gregory A.
Atty. Docket No. : 506390-0090-0001

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**STATEMENT UNDER 37 C.F.R. § 3.73(b) –
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION**

Labconco Corporation ("Assignee"), a corporation organized under the laws of the state of Missouri, states that it is:

1. ☒ the assignee of the entire right, title, and interest;
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ Assignment from the inventors:

Assignment recorded in priority application Serial No. 09/553,923:

- ☒ Assignment from Jim Hunter, Kevin Gilkison, Larry Nelson, Burt Rhea, Jerry O'Dell, Greg Krueger, Gary Roepke, Gerhard W. Knutson and Mary Ellen Kennedy to Labconco Corporation recorded in the Patent and Trademark Office on August 24, 2000 at Reel 011059, Frame 0500.

a copy of which is attached.

Certificate of Mailing Under 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on:

Date: April 19, 2007
Signature: Lora Gurley
Printed Name: Lora Gurley
DB02/506390 0090_0001/7444518.1

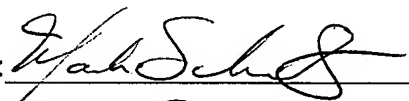
The Director is hereby authorized to charge any additional amount required, or credit any overpayment, to Deposit Account No. 19-4409.

As evidenced by the assignment attached, Labconco Corporation has established itself as the owner of this patent application and hereby gives its consent to the attorneys associated with Customer Number 27910 to handle the prosecution of the above-referenced reissue application and to transact all business with the United States Patent and Trademark Office connected therewith.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Signed this 28th day of MARCH, 2007.

LABCONCO CORPORATION

Signed: 
Name: MARK SCHMITZ
Title: V.P. OF RESEARCH + ENGINEERING

09/553,923 Biological safety cabinet with improved air flow

02-12-
2007::11:14:39

Patent Assignment Abstract of Title

Total Assignments: 1**Application #:** 09553923**Filing Dt:** 04/20/2000**Patent #:** 6368206**Issue Dt:** 04/09/2002**PCT #:** NONE**Publication #:** NONE**Pub Dt:****Inventors:** Jim Hunter, Kevin Gilkinson, Larry Nelson, Burt Rhea, Jerry O Dell, Greg Krueger, Gary Roepke, Gerhard W. Knutson, Mary Ellen Kennedy**Title:** Biological safety cabinet with improved air flow**Assignment: 1****Reel/Frame:** 011059 / 0500**Received:** 09/18/2000**Recorded:** 08/24/2000**Mailed:** 10/27/2000**Pages:** 8**Conveyance:** ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).**Assignors:** HUNTER, JIM**Exec Dt:** 07/25/2000

GILKISON, KEVIN

Exec Dt: 07/26/2000

NELSON, LARRY

Exec Dt: 07/25/2000

RHEA, BURT

Exec Dt: 07/25/2000

O'DELL, JERRY

Exec Dt: 07/25/2000

KRUEGER, GREG

Exec Dt: 07/25/2000

ROEPKE, GARY

Exec Dt: 07/26/2000

KNUTSON, GERHARD W.

Exec Dt: 07/27/2000

KENNEDY, MARY ELLEN

Exec Dt: 07/29/2000**Assignee:** LABCONCO CORPORATION

8811 PROSPECT AVENUE

KANSAS CITY, MISSOURI 64132

Correspondent: SHOOK, HARDY & BACON LLP

J. DAVID WHARTON

1200 MAIN ST., ONE KANSAS CITY PLACE

KANSAS CITY, MO 64105-2118

Search Results as of: 02/12/2007 11:14:27 AM

Disclaimer:**Assignment information on the assignment database reflects assignment documents that have been actually recorded.****If the assignment for a patent was not recorded, the name of the assignee on the patent application publication or patent may be different.****If you have any comments or questions concerning the data displayed, contact OPR / Assignments at 571-272-3350**

Close Window



Attorney Docket No. LABC.69892

FORM PTO-1595

RECORDATION FORM COVER SHEET
PATENTS ONLYU.S. DEPT. OF COMMERCE
PATENT AND TRADEMARK OFFICE

To The Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Jim Hunter, Kevin Gilkison, Larry Nelson, Burt Rhea,
Jerry O'Dell, Greg Krueger, Gary Roepke, Gerhard W.
Knutson, Mary Ellen Kennedy

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

3. Nature of Conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other: _____

Execution Date:

2. Name and address of receiving party(ies):

Name: Labconco Corporation

Internal Address:

Street Address: 8811 Prospect Avenue

City: Kansas City

State: Missouri

Zip: 64132-2696

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: ____

A. Patent Application No.(s):
09/553,923

B. Patent No.(s):

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: J. David Wharton

Internal Address: Shook, Hardy & Bacon L.L.P.
One Kansas City Place

Street Address: 1200 Main Street

City: Kansas City

State: Missouri

Zip: 64105-2118

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41) \$40.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit Account No.: 19-2112

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

J. David Wharton

Signature

Date

8/22/00

Name of person signing

Total number of pages including cover sheet, attachments, and document: _____

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents and Trademarks, Box Assignments
Washington, D.C. 20231

ASSIGNMENT

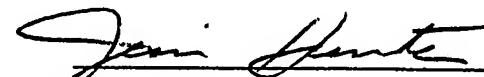
WHEREAS, we, Jim Hunter of Olathe, in the County of Johnson, and State of Kansas, and Kevin Gilkison of Overland Park, in the County of Johnson, and State of Kansas, and Larry Nelson of Kingsville, in the County of Johnson, and State of Missouri, and Burt Rhea of Overland Park, in the County of Johnson, and State of Kansas, and Jerry O'Dell of Independence, in the County of Jackson, and State of Missouri, and Greg Krueger of Trimble, County of Clinton, and State of Missouri, and Gary Roepke of Kansas City, County of Clay, and State of Missouri, and Gerhard W. Knutson of Edina, in the County of Hennepin, and State of Minnesota, and Mary Ellen Kennedy of Ashton, Province of Ontario, Canada, have invented certain new and useful improvements in **A BIOLOGICAL SAFETY CABINET WITH IMPROVED AIR FLOW** for which we have made application for Letters Patent of the United States, Serial No. 09/553,923, filed April 20, 2000; and

WHEREAS, Labconco Corporation, a corporation duly organized under the laws of the State of Missouri, and having its principal place of business at Kansas City, County of Jackson, and State of Missouri, is desirous of acquiring an interest in, to and under said invention, said application and any and all Letters Patent which may be granted for or upon said invention in the United States of America and all countries foreign thereto;

NOW, THEREFORE, to all whom it may concern, be it known that for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, we, Jim Hunter, Kevin Gilkison, Larry Nelson, Burt Rhea, Jerry O'Dell, Greg Krueger, Gary Roepke, Gerhard W. Knutson, and Mary Ellen Kennedy have sold, assigned and transferred, and by these presents do sell, assign and transfer unto said Labconco Corporation the full and exclusive right, title and interest, throughout the world, in, to and under said invention as fully set forth and described in

the above-identified application; in, to and under said application; in, to and under any and all refilings, divisions and continuations of said application; in, to and under any and all Letters Patent of the United States of America which may issue from said application, refilings, divisions and continuations; in, to and under any and all reissues of said Letters Patent of the United States of America; in, to and under any and all applications for Letters Patent upon said invention which may hereafter be filed in any and all countries foreign to the United States of America; in, to and under any and all refilings, divisions and continuations of said foreign-filed applications; in, to and under any and all Letters Patent of countries foreign to the United States of America, which may issue from the said foreign-filed applications, refilings, divisions and continuations; and in, to and under any and all extensions of, and additions to, said Letters Patent of countries foreign to the United States of America, the same to be held and enjoyed by said Labconco Corporation for its own use and behoof, and for its successors, legal representatives and assigns, to the full end of the term for which said Letters Patent may be granted, and we do hereby authorize and request the Commissioner of Patents to issue the said Letters Patent in accordance with this assignment.

EXECUTED this 25 day of July, 2000.



 Jim Hunter

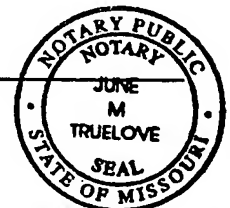
STATE OF KANSAS :
 : ss.
 COUNTY OF JOHNSON :

Before me personally appeared Jim Hunter, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.

SEAL

June M. TrueLove
 Notary Public

My Commission Expires:
June 23rd 2003



EXECUTED this 26 day of July, 2000.

Kevin B. Gilkison
Kevin Gilkison

STATE OF KANSAS :
: SS.
COUNTY OF JOHNSON :

Before me personally appeared Kevin Gilkison, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.

SEAL

June M. Truelove
Notary Public

My Commission Expires:

June 23rd 2003



EXECUTED this 25 day of July, 2000.

Larry W. Nelson
Larry Nelson

STATE OF MISSOURI :
: SS.
COUNTY OF JOHNSON :

Before me personally appeared Larry Nelson, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.

SEAL

June M. Truelove
Notary Public

My Commission Expires:

June 23rd 2003



EXECUTED this 25 day of July, 2000.

Burt Rhea
Burt Rhea

STATE OF KANSAS :
: ss.
COUNTY OF JOHNSON :

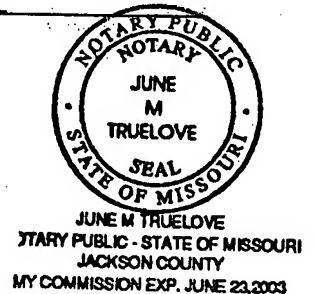
Before me personally appeared Burt Rhea, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.

SEAL

June M. Truelove
Notary Public

My Commission Expires:

June 23rd 2003



EXECUTED this 25 day of July, 2000.

Jerry O'Dell
Jerry O'Dell

STATE OF MISSOURI :
: ss.
COUNTY OF JACKSON :

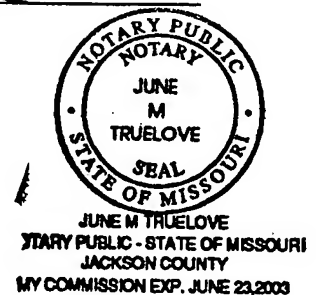
Before me personally appeared Jerry O'Dell, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.

SEAL

June M. Truelove
Notary Public

My Commission Expires:

June 23rd 2003



EXECUTED this 25th day of July, 2000.

Greg R Krueger
Greg Krueger

STATE OF MISSOURI :
: ss.
COUNTY OF CLINTON :

Before me personally appeared Greg Krueger, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.

SEAL

June M. Truelove
Notary Public

My Commission Expires:

June 23rd 2003



JUNE M TRUELOVE
NOTARY PUBLIC - STATE OF MISSOURI
JACKSON COUNTY
MY COMMISSION EXP. JUNE 23, 2003

EXECUTED this 26th day of July, 2000.

Gary Roepke
Gary Roepke

STATE OF MISSOURI :
: ss.
COUNTY OF CLAY :

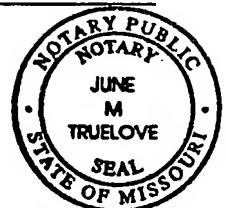
Before me personally appeared Gary Roepke, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.

SEAL

June M. Truelove
Notary Public

My Commission Expires:

June 23rd 2003



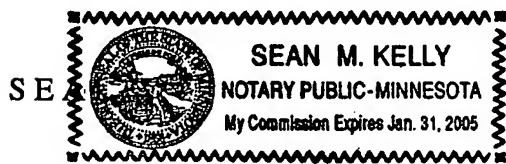
JUNE M TRUELOVE
NOTARY PUBLIC - STATE OF MISSOURI
JACKSON COUNTY
MY COMMISSION EXP. JUNE 23, 2003

EXECUTED this 27 day of July, 2000.

Gerhard W. Knutson
Gerhard W. Knutson

STATE OF MINNESOTA :
: SS.
COUNTY OF HENNEPIN :

Before me personally appeared Gerhard W. Knutson, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.

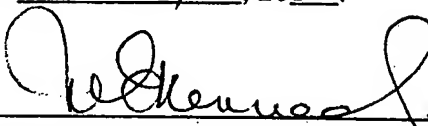


Sean M. Kelly
Notary Public

My Commission Expires:

1-31-2005

EXECUTED this 29th day of July, 2000.



Mary Ellen Kennedy

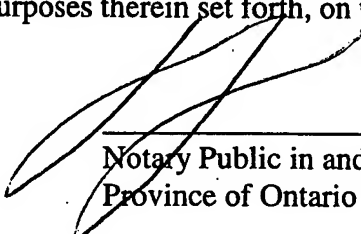
IN THE CITY OF ASHTON :

: ss.

PROVINCE OF ONTARIO :

Before me personally appeared Mary Ellen Kennedy, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.

SEAL



Notary Public in and for the
Province of Ontario

S. E. MENTRE

My Commission Does Not Expire.